

DOCKET NO.: CC-3584



PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Galen German et al.

Serial No.: 10/721,029

Filing Date: November 24, 2003

For: COMPOSITE CLOSURE

DATE OF DEPOSIT:

July 11, 2005

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

TYPED NAME: Harold H. Fullmer
REGISTRATION NO.: 42,560

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Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO CORRECT FILING DATE AND DATE-IN DISCREPANCY
(37 CFR § 1.10(c))

1. This is a petition to accord the correspondence in the above-identified

☒ application

☐ patent

a filing date of November 24, 2003, which is the date the correspondence was deposited with the U.S. Postal Service with proper postage.

2. A true copy of the "Express Mail" mailing label showing the handwritten "date-in" of November 24, 2003.


3. A true and correct copy of "Receipt Card" which shows the stamp used by the United States Patent and Trademark Office to accord the filing date of **November 24, 2003** and **Serial No. 10/721,029**.
4. The petition fee (37 CFR § 1.17(h)) is paid as follows:
- ☒ No petition fee is believed to be required for a Petition Under 1.10(c).
 - ☐ Please charge Deposit Account No. 23-3050 in the amount of **\$130.00**. This sheet is attached in duplicate.
 - ☒ The Commission is hereby authorized to charge payment of the above fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.

Remarks

In light of the foregoing evidence, Applicants respectfully submit that the revision of the filing date to November 25, 2003 was due to a clerical error on the part of the Office. As subsequent applications claiming benefit of the instant application under both 35 U.S.C. 120 have been filed, applicants respectfully request that the foregoing petition be granted and the Office's records be updated to reflect the correct filing date of November 24, 2003 without further delay.

Date:

July 11, 2005



Harold H. Fullmer
Registration No. 42,560

Woodcock Washburn LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103
Telephone: (215) 568-3100
Facsimile: (215) 568-3439

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**Paper: Patent Application Transmittal Letter (in dup
w/Express Mail sticker); continuation-in-part of serial no.
19/062,115 filed 1/31/02 (Cc-3322); Utility Patent Application
(total pages 1 - 19) including: Specification on pages 1 - 19, 28
claims on pages 15 - 18 and abstract on page 19; 4 Sheets of
formal drawings comprising Figure(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10,
11; UNEXECUTED Combined Declaration and Power of Attorney; return
receipt postcard; check in the amount of \$914.00; all via Express Mail No.
EV 325642278 US**

Applicant(s): Galen German and James L. Martin
Title: Composite Closure
Serial No.: Not Yet Assigned
Filed: Herewith
Docket No.: CC-3581
Date Sent: November 24, 2003

22581 U.S. PTO
10/721029



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Sent by: HHF/M. Otto

DOCKET NO.: CC-3581/A0463US



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Galen German and James L. Martin

For: Composite Closure

EXPRESS MAIL LABEL NO: EV 325642278 US
DATE OF DEPOSIT: November 24, 2003

EV325642278US

☒ Mail Stop Patent Application ☐ Mail Stop Design ☐ Mail Stop Sequence
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PATENT APPLICATION TRANSMITTAL LETTER

Transmitted herewith for filing, please find:

☒ A Continuation-in-part Application under 37 CFR § 1.53(b).

The above-identified application includes the following:

- ☐ A Request for Nonpublication
- ☒ A Specification including claims and abstract on pages 1 to 19.
- ☐ A copy of the specification including claims and abstract (pages -) and drawings and appendixes (if any) of earlier Application No. filed , to which no new matter has been added. Such earlier application is hereby incorporated into the present application by reference.
- ☒ A New Unexecuted Declaration or Oath and Power of Attorney.
- ☐ A New Executed Declaration or Oath and Power of Attorney.
- ☐ A copy of the executed oath or declaration filed in the earlier application identified above is attached.

DOCKET NO.: CC-3581/A0463US

PATENT

- ☐ An Associate Power of Attorney executed by _____ who is listed in the copy of the executed Declaration and Power of Attorney filed herewith.
- ☐ A Copy of the Power of Attorney with Revocation filed in prior Application No. _____
- ☐ Signed Statement deleting inventor(s) named in the prior application.
- ☐ This application claims foreign priority under 35 U.S.C. § 119 of Application No. _____ filed in _____ (Country).
- ☐ A Certified Copy of each of the above applications for which priority is claimed:
- ☐ _____ is enclosed.
- ☐ _____ has been filed in prior Application No. _____ filed _____
- ☒ 4 Sheets of Formal Drawings and/or Photographs.
- ☒ Figure 11 should be published.
- ☐ Petition to Accept Color Photographs is enclosed.
- ☐ This continuation/divisional application is assigned of record to _____ as evidenced by the assignment recorded on _____ at Reel No. _____ and Frame No. _____
- ☐ A newly Executed Assignment transferring rights to _____
- ☐ A Recordation Form Cover Sheet.
- ☐ Recordation Fee - \$40.00.
- ☐ A Preliminary Amendment is enclosed .
- ☐ A Sequence Listing consisting of pages 1- _____
- ☐ Diskette containing Sequence Listing is enclosed.
- ☐ The computer readable form in the above-identified application is identical with that filed in Application Number _____, filed _____. In accordance with 37 CFR § 1.821(e), please use the sequence listing filed on _____ and received by the PTO on _____ as the computer readable form filed in that application as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for the instant application.
- ☐ A paper copy of the Sequence Listing:

DOCKET NO.: CC-3581/A0463US

PATENT

- ☐ was filed in the above-identified parent application on _____ and received by the PTO on _____
- ☐ is included herewith in a separately filed preliminary amendment for incorporation into the specification.
- ☐ A Statement to Support Submission of Sequence Information is enclosed.
- ☐ Information Disclosure Statement including:
- ☐ Form 1449.
- ☐ Copies of References - _____ listed on the attached Form PTO-1449.
- ☐ A copy of Petition for Extension of Time as filed in the prior case for copendency.
- ☐ Appended Material as follows:
- ☒ Return Receipt Postcard (should be specifically itemized).

FEE CALCULATION:

- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR § 1.27 as *(CHOOSE ONE: an Independent Inventor, a Small Business Concern, or a Nonprofit Organization).*

			SMALL ENTITY		NOT SMALL ENTITY	
			RATE	FEE	RATE	FEE
DESIGN APPLICATION BASE FEE			\$170.00		\$340.00	
UTILITY APPLICATION BASE FEE			\$385.00		\$770.00	770
UTILITY APPLICATION; ALL CLAIMS CALCULATED AFTER ENTRY OF ALL AMENDMENTS						
	No. Filed	No. Extra				
TOTAL NO. OF CLAIMS	28- 20 =	8	\$9 each		\$18 each	144
NO. OF INDEPENDENT CLAIMS	3- 3 =		\$43 each		\$86 each	
MULTIPLE DEPENDENT CLAIM FEE			\$145		\$290	
ADDITIONAL FILING FEE						
TOTAL FILING FEE DUE						\$914.00

- ☒ A Check in the amount of **\$914.00** is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.

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- ☐ Please charge Deposit Account No. 23-3050 in the amount of \$ _____.00. This sheet is attached in duplicate.
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.
- ☒ Address all correspondence to Customer No. 23377.



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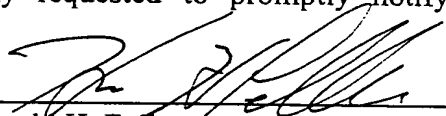
PATENT TRADEMARK OFFICE

- ☒ Direct all telephone calls to:

Harold H. Fullmer
WOODCOCK WASHBURN LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103
Telephone No.: (215) 568-3100
Facsimile No.: (215) 568-3439

SHOULD ANY DEFICIENCIES APPEAR with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: November 24, 2003



Harold H. Fullmer
Registration No. 42,560